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August 9, 2001

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Commissioner for Patents  
Washington, D.C. 20231

Art Unit: 1632

Re: U.S. Utility Patent Application  
Appl. No. 09/580,463; Filed: May 26, 2000  
For: **Cytotectin Dimers and Methods of Use Thereof**  
Inventors: WHEELER, Carl J.  
Our Ref: 1530.0220001/JMC/MJD

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Third Supplemental Information Disclosure Statement (*in duplicate*);
2. Form PTO-1449 (5 pages, citing 16 documents);
3. Sixteen (16) cited documents (AI1, AP1, AR23, AS23, AT23, AL2, AR24, AS24, AT24, AR25, AS25, AT25, AR26, AS26, AT26 and AR27); and
4. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents  
August 9, 2001  
Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this letter is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

*John M. Covert*  
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JMC/MJD/rjv  
Enclosures

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

WHEELER, Carl J.

Appl. No. 09/580,463

Filed: May 26, 2000

For: **Cytofectin Dimers and  
Methods of Use Thereof**

Art Unit: 1632

Examiner: *To Be Assigned*

Atty. Docket: 1530.0220001/JMC/MJD

**Third Supplemental Information Disclosure Statement**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this Third Supplemental Information Disclosure Statement is a continuation of the numbering in Applicant's Second Supplemental Information Disclosure Statement filed on November 29, 2000 in connection with the above-captioned application. A copy of each document is also provided.

In accordance with 37 C.F.R. § 1.98(a)(3), Applicant's undersigned representative submits the following, in regards to non-English language document AP1, cited on Form PTO 1449:

Document AP1, Japanese Patent No. 61-130298, is in the Japanese language. An English language abstract of document AP1 is attached as document AR27.

Document AL2, PCT Published Application WO 97/31890, is in the German language. Document AL2 contains an English language abstract. Additionally, Document AI1, U.S. Patent No. 6,034,271, is a U.S. Patent issued from a national phase application of Document AL2.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not

in issue. Applicant has listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicant reserves the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered. This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

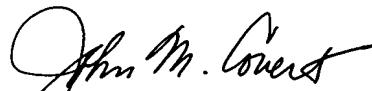
Consideration of the cited documents and making the same of record in the prosecution of the above-identified application is respectfully requested.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. No statement or fee is required.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this pleading is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

  
John M. Covert  
Attorney for Applicant  
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Date: Aug. 9, 2001

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